IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH
&
THE HONOURABLE MR. JUSTICE K.T.SANKARAN

THURSDAY, THE 29TH MARCH 2007 / 8TH CHAITHRA 1929

LA.App..No. 98 of 2002()

LAR.146/1992 of PRINCIPAL SUB COURT,ALAPPUZHA
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APPELLANT/RESPONDENT:

STATE OF KERALA

BY GOVERNMENT PLEADER ADV. SMT. LATHA THANKAPPAN.
BY ADDL.ADVOCATE GENERAL

RESPONDENTS/ CLAIMANTS:
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1. SAROJINI, PAZHAYAR NIKARTHIL, PURAKKAD, THOTTAPPALLY (DIED)

2. REGHUVARAN, PAZHAYAR NIKARTHIL, PURAKKAD, THOTTAPPALLY.

ADDL. 3. KUNJIPENNU GOWRI, THEKKEATTATHU VEETTIL, PUNNAPRA (DIED) (LRS ARE CLAIMANS 6 TO 10)

4. KUNJIPENNU KUNJAMMA, KANKANVELIYIL, NORTH ARYAD (DIED) (ADDL.CLAIMANTS 14 TO 17 ARE THE LRS).

5. KUNJIPENNU JANAKI, THEKKEATTATHU, PUNNAPRA (DIED).

6. JANAKI SAUDAMINI, THEKKEATTATHU, PUNNAPRA.

7. JANAKI VALSALA OF DO.

8. T.K.DAYANANDAN OF DO.

9. JANAKI VASANTHI OF DO.

10. JANAKI SILOMMA OF DO.

11. KITTAN GOVINDAN OF DO. (DIED) (LRS ARE CLAIMANTS 12 & 13.)

12. GOVINDAN BALACHANDRALA, MAVUNNAYIL, PRAKKAD VILLAGE.

13. GOVINDAN SUMITHRALAL OF DO.

14. KUNJAMMA LAKSHMI, KANKAN VELIYIL, ARYAD NORTH MURI, ARYAD NORTH.

15. KUNJAMMA BHAVANI, KANKAN VELIYIL, ARYAD NORTH MURI, ARYAD NORTH.

16. RAMAN BALAMITHRAN OF DO.

17. RAMAN VASUDEVAN OF DO.

18. UMAYAMMA, PAZHAYANIKARTHIL, PURAKKAD, AMBALAPUZHA.

BY ADV. SRI.C.S.MANU

THIS LAND ACQUISITION APPEAL HAVING COME UP FOR ADMISSION ON 29/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ORDER ON C.M.P. NO. 378 OF 2002 IN L.A.A.NO.98 0F 2002

DISMISSED.

29.03.2007

SD/- KURIAN JOSEPH, JUDGE.
SD/- K.T. SANKARAN, JUDGE.

/true copy/

P.A. TO JUDGE

KURIAN JOSEPH & K.T. SANKARAN, JJ.

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L.A.A. No. 98 OF 2002

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Dated this the 29th March, 2007

J U D G M E N T

Kurian Joseph, J:

In view of dismissal of the petition to condone the delay in filing the appeal, this appeal is also dismissed.

KURIAN JOSEPH,
JUDGE.

K.T. SANKARAN,
JUDGE.

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KURIAN JOSEPH & K.T. SANKARAN, JJ.

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C.M.P. No. 377 OF 2002 IN L.A.A. No. 98 OF 2002

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Dated this the 29th March, 2007

O R D E R

Kurian Joseph, J:

This is a petition to condone the delay of 730 days in filing the appeal. It is seen that the appeal is filed against the judgment and decree in L.A.R.No. 146 of 1992 on the file of the Prl. Sub Court, Alappuzha . The reference court has relied on the judgment in L.A.R. No.88 of 1993 on the file of the Sub Court, Alappuzha.

2. It is brought to our notice that there is no appeal against the relied on judgment. Relied on judgment thus having become final, it is not necessary to condone the delay in filing the appeal and to admit this appeal and consider the issue on the merits.

Accordingly, this petition to condone the delay in filing the appeal is dismissed.

KURIAN JOSEPH,
JUDGE.

K.T. SANKARAN,
JUDGE.

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KURIAN JOSEPH &
K.T. SANKARAN, JJ.

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L.A.A.. No. 98 OF 2002

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Dated this the 29th March, 2007

J U D G M E N T